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2921

APPLICATION NUMBER*	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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107/040,804 03/27/98 FALLOU 1649 04/22/98

LAINE N. CHRISTENBURY
 E. J. DU PONT DE NEMOURS AND COMPANY
 LEGAL - PATENTS
 1007 MARKET STREET
 WILMINGTON DE 19898

NOT ASSIGNED

DATE MAILED:

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed) non-small entity is \$ 130.

- 1. The statutory basic filing fee is:
 - missing.
 - insufficient.
 Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.
 - \$ _____ for _____ independent claims over 3.
 - \$ _____ for _____ dependent claims over 20.
 - \$ _____ for multiple dependent claim surcharge.
 Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- 3. The oath or declaration:
 - is missing or unexecuted.
 - does not cover the newly submitted items.
 - does not identify the application to which it applies.
 - does not include the city and state or foreign country of applicant's residence.
 An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

 An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- 7. Your filing receipt was mailed in error because your check was returned without payment.
- 8. The application does not comply with the Sequence Rules. See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."
- 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

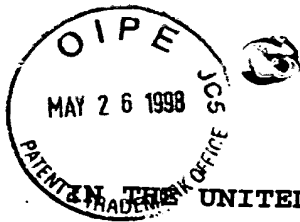
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PART 2 - COPY TO BE RETURNED WITH RESPONSE

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PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

SAVERIO CARL FALCO ET AL.

CASE NO.: BB-1037-F

APPLICATION NO.: 09/049,304

GROUP ART UNIT: 1649

FILED: MARCH 27, 1998

EXAMINER: UNKNOWN

FOR: CHIMERIC GENES AND METHODS FOR
 INCREASING THE LYSINE AND
 THREONINE CONTENT OF THE SEEDS OF
 PLANTS

DATE: May 21, 1998

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF APPLICATION-FILING DATE GRANTED**

Assistant Commissioner for Patents
 Washington, DC 20231

Attention: Box Missing Parts

Sir:

In response to the Notice to File Missing Parts of Application mailed April 22, 1998 (a copy of which is attached), enclosed is a Declaration for the above-referenced application. Please charge the \$130.00 surcharge fee applicable for filing the Declaration on a date later than the filing date to Deposit Account 04-1928 (E. I. du Pont de Nemours and Company). If the fee is insufficient or incorrect, please charge or credit the balance to the above-identified account.

Respectfully submitted,

LYNNE M. CHRISTENBURY
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I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES
 POSTAL SERVICE WITH SUFFICIENT POSTAGE AS FIRST CLASS MAIL IN AN ENVELOPE
 ADDRESSED TO: ASST. COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231,
 ON THIS DATE.

5/21/98
 Date

Diane M. Dick